



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/730,689 Confirmation No. 9222  
Applicant : BERSIEK  
Filed : December 6, 2000  
Title : RACK MOUNTABLE POWER DISTRIBUTION APPARATUS  
  
TC/A.U. : 2800/2836  
Examiner : DEBERADINIS, R.L.  
  
Docket No. : D-2872CIP ATTN: MAIL STOP Amendment  
Customer No. : 33197

**TERMINAL DISCLAIMER**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Your petitioner, S&S Power Engineering, Inc., having its principal place of business at 26822 Vista Terrace, Lake Forest, CA 92630, by its attorney, FRANK J. UXA, of record in the above-identified application, represents that it is the assignee, as shown by the assignment recorded in the U.S. Patent and Trademark Office on December 6, 2000 at Real/Frame 011349/0935 of the entire right, title and interest in and to the above-identified application.

Pursuant to 37 CFR 3.73(b), your petitioner, as assignee of the above-identified application, hereby states that the above-noted assignment, the evidentiary document on which ownership of the above-identified application is established, has been reviewed. Further, your petitioner hereby certifies that, to the best of your petitioner's knowledge and belief, title to the above-identified application is in your petitioner, as assignee seeking to take the action in this Terminal Disclaimer.

Your petitioner, S&S Power Engineering, Inc. hereby disclaims the terminal part of any United States patent granted on the above-identified application which would extend beyond the expiration

date of the full statutory term as presently shortened by any terminal disclaimer of United States Patent No. 6,608,406 and hereby agrees that any United States patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent shall be the same as the legal title to United States Patent No. 6,608,406 this agreement to run with any patent granted on the above-identified application and be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of United States Patent No. 6,608,406 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Dated this 17<sup>th</sup> day of JANUARY, 2006.

Respectfully submitted,



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